

(TO PLAINTIFF'S ATTORNEY: Please Circle Type of Action Involved: - TORT - MOTOR VEHICLE TORT -  
CONTRACT - EQUITABLE RELIEF - OTHER.)

## COMMONWEALTH OF MASSACHUSETTS

ESSEX, ss.

SUPERIOR COURT  
CIVIL ACTION  
No. 4 0423 A

DAWN THOMPSON, individually and on  
behalf of herself and all others  
similarly situated

Plaintiff(s)

v.

MICRON TECHNOLOGY, INC., ET AL

Defendant(s)

### SUMMONS

NEC ELECTRONICS AMERICA, INC.,

To the above named Defendant: c/o CT Corporation, 101 Federal Street, Boston, MA  
(as Resident Agent)

You are hereby summoned and required to serve upon Peter Lagorio

plaintiff's attorney, whose address is 999 Broadway, Suite 500, Saugus, MA, an answer to the

complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the

day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the

complaint. You are also required to file your answer to the complaint in the office of the Clerk of this court at

Salem

either before service upon plaintiff's attorney or within a reasonable time thereafter.

Unless otherwise provided by Rule 13 (a), your answer must state as a counterclaim any claim which you may have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's claim or you will thereafter be barred from making such claim in any other action.

WITNESS, SUZANNE V. DeIVECCHIO, Esquire, at Salem, the eighth  
day of March, in the year of our Lord two thousand four

  
Clerk

#### NOTES:

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.

NOTICE TO DEFENDANT - You need not appear personally in court to answer the complaint, but if you claim to have a defense, either you or your attorney must serve a copy of your written answer within 20 days as specified herein and also file the original in the Clerk's Office.

PROOF OF SERVICE OF PROCESS

I hereby certify and return that on MARCH 16, 20 04, I served a copy of the within summons, together with a copy of the complaint in this action, upon the within-named defendant, in the following manner (see Mass. R. Civ. P. 4 (d) (1-5): TOGETHER WITH COPIES OF THE TRACKING ORDER AND REQUEST FOR THE PRODUCTION OF DOCUMENTS, BY DELIVERING SAID COPIES TO C.T. CORPORATION SYSTEM, IT'S RESIDENT AGENT FOR SERVICE OF PROCESS AND GIVING IN HAND TO YVETTE CONCEPCION, IT'S AGENT AND PERSON IN CHARGE OF THE BUSINESS AT THE TIME OF SERVICE. SAID SERVICE WAS MADE AT 101 FEDERAL STREET, BOSTON, MASSACHUSETTS. SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

Dated: MARCH 16, 20 04.

*Barbara L. Bedugnis*  
BARBARA L. BEDUGNIS, CONSTABLE/DISINTERESTED PERSON  
% ROSCOE, BEDUGNIS & ASSOCIATES  
15 COURT SQ., STE. 450, BOSTON, MA. 02108

N.B. TO PROCESS SERVER:-

PLEASE PLACE DATE YOU MAKE SERVICE ON DEFENDANT IN  
THIS BOX ON THE ORIGINAL AND ON COPY SERVED ON DEFENDANT.

MARCH 16, 20 04.

NEC ELECTRONICS  
AMERICA, INC.,  
c/o CT CORPORATION  
101 FEDERAL ST.  
Bos

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MASSACHUSETTS

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SUMMONS  
(Mass. R. Civ. P. 4)